

SENATE BILL 1443

By Haynes

AN ACT to amend Tennessee Code Annotated, Title 57, Chapter 3; Title 57, Chapter 5 and Title 57, Chapter 9, relative to collectors of containers that hold alcoholic beverages.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 57, Chapter 3, Part 1, is amended by adding the following as a new section thereto:

57-3-1__.

(a) Notwithstanding any other provision of this chapter or any other law to the contrary, no license shall be required for the sale, purchase or exchange by a collector to another collector of a container that is a ceramic commemorative bottle or a uniquely designed decanter that contains an alcoholic beverage and has value as a collector's item. An unbroken federal tax stamp must be on the container at the time of the sale, purchase or gift.

(b) All transactions conducted under this section shall be for the purpose of exchanging ceramic commemorative bottles or uniquely designed decanters between private collectors of those containers and shall not be for the purpose of selling alcoholic beverages for personal consumption.

(c) A transaction conducted under this section shall not occur in connection with the business of a licensed wholesaler or retailer of alcoholic beverages or in connection with any other business.

(d) For purposes of this section, "collector" means a person who collects commemorative bottles for their use and enjoyment as collector's items and not for the

consumption of the alcoholic beverage contained therein. "Collector" does not include licensed wholesalers or retailers of alcoholic beverages.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.